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2 SUPREME COURT OF THE STATE OF NEW YORK
3 COUNTY OF SUFFOLK PART II
4 THE PEOPLE OF THE STATE OF NEW YORK Court Case No.:
5 -against-

GERSON SARAVIA GOMEZ

Defendant

Proceeding: ARRAIGNMENT

GERSON SARAVIA GOMEZ,

Defendant

September 12, 2016

September 15, 2010
Central Islip, New York

10 Before:

HONORABLE FERNANDO CAMACHO,
Acting Supreme Court Justice

Appendix e

18 WILLIAM COLLADO, ESQ.
For the Defendant.

19 || ALSO PRESENT:

Mary Lou Oreiro, Spanish interpreter

R e p o r t e d B y:

24 LAUREN R. CARPENTER, RPR
Senior Court Reporter

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2 THE CLERK: Case number 1 on the
3 Part II calendar, Gerson Saravia Gomez.

4 (Whereupon, the defendant was
5 escorted into the courtroom.)

6 MR. COLLADO: Judge, may I have a
7 moment, please?

8 THE COURT: Yes.

9 (Whereupon, Mr. Collado and the
10 defendant conferred off the record.)

11 MR. COLLADO: Judge, thank you for
12 that opportunity.

13 William J. Collado, 14 Washington
14 Avenue, Brentwood, New York.

15 Judge, I would like to acknowledge
16 receipt of the indictment under case number
17 1707 of 2016. I respectfully waive a reading
18 and enter plea of not guilty on behalf of my
19 client. Thank you, Judge.

20 THE COURT: Yes?

21 MS. CHO: Thank you, your Honor.

22 Your Honor, along with a copy of
23 the indictment, People have served on the
24 defendant 710.30 notice, 250.20 demand and
25 People announce their readiness for trial.

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The People have an application for temporary orders of protection for the victims with regard to this matter.

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6 before you having been indicted on two counts
7 of Assault in the First Degree and two counts
8 of Gang Assault in the First Degree. These
9 charges stem from an incident occurring on
10 August 19, 2016, in a wooded area of Bellport
11 where the two victims were hanging out. This
12 defendant, accompanied by others, snuck up on
13 the victims and attacked them with a machete.

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2 the wounds.

3 The victims and the defendant are
4 known to each other, having attended Bellport
5 High School. The defendant, also gives a
6 written statement, which is largely
7 self-serving, however, he does admit to having
8 wielded the machete, that he had swung the
9 machete at the victims in this matter. The
10 investigation is still ongoing as there are
11 others involved in this attack and they are
12 still looking for the people involved.

13 Your Honor, People do recognize
14 that the defendant is YO eligible, but these
15 charges are extremely serious. The injuries
16 are extremely extensive. He is facing a
17 substantial period of incarceration were he to
18 be convicted on these charges. Based on the
19 foregoing, the People are asking that bail be
20 set in amount of \$500,000 dollars cash or bond
21 alternative to ensure his future return to
22 court.

23 THE COURT: Mr. Collado.

24 MR. COLLADO: Thank you, Judge.

25 Judge, for the purposes of today's

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proceeding I'll reserve my right to make a bail application, but I do want to tell the Court that he has three members of his family in court supporting him and I've spoken with other members of his family also. He is 17-years-old. He has no prior involvement with the law. He presents himself, according to my preliminary investigation, as a very quiet person. I think the facts as presented to the Court and by the district attorney are going to be disputed, however, that's for a future date.

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So, for today's purpose, I would like to reserve my right to make any bail application and would like to have a conference with the Court at a date convenient.

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THE COURT: Yes. Bail is \$250,000 cash, \$500,000 bond. Your right is reserved to make a bail application at a future date, Mr. Collado.

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Anything further?
MR. COLLADO: We have no objection to the orders of protection.

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2 THE COURT: He is to have no
3 contact whatsoever with the complainant.

4 The week of the 10th, the 10th
5 being a holiday.

6 MR. COLLADO: The 11th is fine.

7 THE COURT: 10/11.

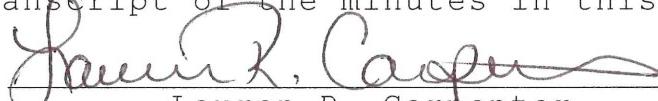
8 THE CLERK: Defendant is being
9 served with a temporary order of protection.

10 MR. COLLADO: And we acknowledge
11 receipt.

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13 -oo-

14 REPORTER'S CERTIFICATION

15 I, Lauren R. Carpenter, RPR, a Senior
16 Court Reporter, County Court, Suffolk
17 County, do hereby certify the above
18 pages to be a true, accurate and correct
19 transcript of the minutes in this matter.

20 
Lauren R. Carpenter

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